

Date Received:

RECEIVED

Town Clerk:

15 MAR -5 PM 4:19

ASHBURNHAM MA 01430



NOTICE OF DECISION

Number: 15-02

Date of Application: January 21, 2015

Subject of Appeal: The application of Kenneth and Susanne Haenisch for a Variance from Section 6.43 of the Ashburnham Zoning By-Laws. The request is to convey 7,354 square feet to an abutter of an already pre-existing non-conforming lot and all other necessary zoning relief on property located at Hay Road, Map 66 and Parcel 10 in the R-B Zoning District.

Date of Hearing: March 4, 2015.

Date of Decision: March 4, 2015.

Decision: Unanimous to grant variance under Sec. 6.43 as requested.

Basis for Decision: The Board finds that the granting of a variance meets the criteria for a variance request.

Vote of Board: Unanimous to grant variance under Sec. 6.43 as requested.

Board Members Present and Voting: Dave Perry, Chairman
Mark Carlisle, Acting Clerk
Cheryl Anderson
Rich Archer
Terry Girouard

Notice: Any decision of the Zoning Board of Appeals may be appealed to Court, in accordance with Massachusetts General Laws Chapter 40A, Section 17, by the applicant, Town Boards or officers or any person aggrieved by said decision.

Pursuant to G. L. c. 40A, s. 11, this variance shall not take effect until a copy of the decision bearing the certification of the city or town clerk that 20 days have elapsed after the decision has been filed in the office of the town clerk and either that no appeal has been filed or the appeal has been filed within such time, is recorded in the registry of deeds for the county and district in which the land is located and indexed in the grantor index under the name of the owner of record or is recorded and noted on the owner's certificate of title. The person exercising rights under a duly appealed variance does so at risk

that a court will reverse the permit and that any construction performed under the permit may be ordered undone. The fee for recording or registering shall be paid by the owner or applicant.

CERTIFICATION

I hereby certify that the foregoing Notice of Decision was filed in the Office of the Ashburnham Town Clerk, that twenty (20) days have elapsed since the date of said filing, and that:

_____ No notice of appeal from said Decision has been received relating thereto; (or)

_____ A Notice of appeal from said decision was received within said twenty day period.

Dated:

Ashburnham Town Clerk